

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-05 SCSE-00 SCA-01 CIAE-00

COME-00 DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 L-02

/035 R

DRAFTED BY EB/OA/AVP:JGORDON:GL

APPROVED BY EB/OA/AVP:DBORTMAN

FAA/AIA-131 J. MATT

CAB-J.WELDON(INFO)

SCS: SJTUCKER

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P 221651Z MAY 75

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS PRIORITY

AMEMBASSY LONDON PRIORITY

UNCLAS STATE 119672

E.O. 11652: N/A

TAGS: EAIR, BE, US, CASC

SUBJECT: CIVAIR: SEIZURE OF AIR CALEDONIA PLANE

REF: BRUX 4372 TO DEPT

BRUSSELS FOR EMBASSY AND FAA

1. SUMMARY: DEPT CONTACTED AIR CALEDONIA (A-C). A-C ASSERTED AIRCRAFT BELONGS ELLIOT INTERNATIONAL, IS NOT SUBJECT TO CLAIMS AGAINST A-C. FAA CONFIRMS REGISTRATION TO ELLIOT. ELLIOT HAS RETAINED LAWYER, WILL ATTEMPT TO FREE PLANE. END SUMMARY.

2. DEPTOFF CONTACTED A-C OFFICE IN SALT LAKE CITY. A-C SAID AIRCRAFT BELONGS TO ELLIOT INTERNATIONAL OF SAN FRANCISCO. DEPT CONTACTED JOHN K. ELLIOT IN TURN. ELLIOT ASSERTS DC-8-21 AIRCRAFT, US REGISTRY NUMBER N-6573C, IS REGISTERED UNCLASSIFIED

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TO ELLIOT, NOT TO A-C. ELLIOT DENIES ANY PROPRIETARY

INTEREST IN A-C, AND DENIES EVER HAVING BEEN OFFICER OF A-C MANAGEMENT.

3. FAA/WASH CONFIRMS OUR INFORMATION ABOUT REGISTRY OF AIRCRAFT TO ELLIOT. FAA CAN PROVIDE, UPON ELLIOT REQUEST, REGISTERED EXEMPLIFIED COPIES OF DOCUMENTS, FOR COURT USE.

4. ELLIOT SAYS A-C STANDARD PRACTICE IS TO LEAVE AIRCRAFT WHILE PASSENGERS ARE ON TOUR, SAVING COST OF FUEL FOR FERRY FLIGHTS. A-C OFFICE ADVISED MAY 26 RETURN DATE WAS SLIPPED TO JUNE 1. ELLIOT SAYS RETURN DATE IS JUNE 2.

5. ELLIOT ASSERTS LEGAL PROCEEDINGS IN OSTEND INSTIGATED BY A MR BEUKUN, ON BEHALF MAURITIANS SOCIETY, BASED ON WHAT ELLIOT CLAIMS IS UNJUST GRIEVANCE. ELLIOT HAS RETAINED LEGAL COUNSEL, GAVE NAME MR SHINE OF L.R. BURKE AND CO., 14 GLOUCESTER PLACE, PORTMAN SQUARE, LONDON W.1 ELLIOT SAYS HE IS SENDING TRUE COPIES OF DOCUMENTATION TO SHINE, TO CONVINCE COURT THAT AIRCRAFT IS NOT SUBJECT TO CLAIMS ON A-C.

6. FYI: ELLIOT MAY DENY CONNECTION WITH A-C, BUT IS APPARENTLY QUITE CLOSELY IN TOUCH WITH SITUATION, MORE SO THAN A-C SALT LAKE OFFICE. ELLIOT HAS ONCE IN PAST PHONED DEPT, REPRESENTING SELF TO DEPTOFF (EB/AVP) AS BEING QTE WITH AIR CALEDONIA UNQTE. END FYI.

7. DEPT WILL ATTEMPT OBTAIN PASSENGER LIST FOR BRUSSELS.

8. REQUESTED ACTIONS:

BRUSSELS MAY WISH REPEAT REFTEL FOR LONDON. AIR CALEDONIA UNWILLING MAKE ALTERNATIVE PLANS AT MOMENT. WE CANNOT FORCE ALTERNATIVE, AND SHOULD MAKE PREPARATIONS FOR THE WORST, WHILE ATTEMPTING AVERT DISASTER. IDEAL SITUATION WOULD BE FOR COURT ..., TO ACCEPT ELLIOT CLAIMS PARA 5 ABOVE.

LONDON: APPRECIATE ANY CONFIRMATION OF LEGAL ARRANGEMENTS TO BRUSSELS, INFO DEPT, PLUS ANY POSSIBLE ASSISTANCE TO LAWYER. INGERSOLL  
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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AIRCRAFT DETENTION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 22 MAY 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
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**Drafter:** JGORDON:GL  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Office:** ORIGIN EB  
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**Original Handling Restrictions:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 75 BRUX 4372  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** SmithRJ  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 25 JUL 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <25 JUL 2003 by SilvaL0>; APPROVED <30 JAN 2004 by SmithRJ>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR: SEIZURE OF AIR CALEDONIA PLANE  
**TAGS:** EAIR, CASC, BE, US, AIR CALEDONIA  
**To:** BRUSSELS LONDON  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006